

Christopher Canter

From: Michael Shuler [mike@omnilec.com]
Sent: Friday, September 29, 2006 10:31 AM
To: 'Stephen Murray'; jsm@thlglaw.com
Cc: jsm@thlglaw.com
Subject: RE: GRC-Bitwise-PromoCredits
Follow Up Flag: Follow up
Flag Status: Red
Attachments: DS-1 Quote (3.15 KB)

See attached email that was sent to me after the meeting with Fred to confirm the price. If I also understand your spread sheet correctly I owe Gallatin \$9,387.43, which would be correct pending additional refunding of interest charges on the \$5,922.37. For the sake of speed I will take a cashiers check for \$9,387.43 immediately to Gallatin to wipe out our balance and reinstate ordering. Any additional credits can be applied to our next bill. Please let me know if I am misinterpreting your spread sheet and the result of paying this remaining balance of \$9,387.43.

Thank you

PS: The \$9,387.43 comes from the bill that was due as of 9/19/2006. I signed off on it being paid however when accounting asked me if they should still pay due to the current issues we were having with Gallatin I responded no, not realizing that they were not going to still pay the undisputed amount. That is where the \$9,387.43 came from, but it has only existed for the past 10 days. I apologize for the internal mix-up on our part. Once both parties get these billing issues resolved and a new ICA signed I do not foresee any more payment issues.

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From: Stephen Murray [mailto:murrays@madisonriver.net]
Sent: Thursday, September 28, 2006 6:22 PM
To: 'Michael Shuler'; jsm@thlglaw.com
Subject: GRC-Bitwise-PromoCredits

Jonathan, Mike, as discussed earlier tonight, here is the spreadsheet (attached), which reflects my computations for the credit due fiord each of the "Promo" circuits. Please note that there are a few circuits that were priced above the \$385.00 per circuit MRC, which I don't know what the difference is, so we will have to go back and reconcile that later. As agreed I based the NRC credits on Mike's advise that Fred told him the NRC would be \$400 per circuit. Mike promised to send me the e-mail that supports the \$400.00 NRC pricing.

Also, there is a question about the "proper" rate for the Sub-Loops. Based on our discussion tonight, Mike and I agreed to ferret out that later on, as well. Basically though, the rate should be approximately \$33.00 per sub

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loop, not \$36.00 per sub loop.

Also, the circuits ordered in April are much higher that month than for the succeeding months. That is because there is a partial months MRC included.

If this is OK, please advise and I will set the wheels in motion. I would prefer to avoid a General release and settlement, as I see this as a minor billing adjustment, and to go the settlement route, will require some sign offs...

Regards, Steve Murray

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